

UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

FILED
UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

02 JUL 17 PM 4:14

JAMES SEABA and CORY PHILLIPS,

Plaintiffs,

v.

MESOSYSTEMS TECHNOLOGY, INC.,

Defendant.

NO. CIV-02-0103 L.H. WIND

CLERK OF COURT

**DEFENDANT'S SUPPLEMENT TO ITS REPLY MEMORANDUM
IN SUPPORT OF MOTION TO DISMISS**

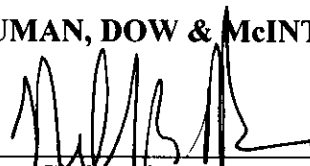
Defendant MesoSystems Technology, Inc. ("Mesosystems"), by and through its attorneys and pursuant to the Court's Amended Order of July 3, 2002, hereby submits the Affidavit of Robert Hamic to supplement its Reply Memorandum in Support of Motion to Dismiss or Transfer for Improper Venue. *See* Affidavit of Robert Hamic attached as Exhibit A.

DATED: 7/17/02.

Respectfully Submitted:

BAUMAN, DOW & McINTOSH, P.C.

By



Christopher P. Bauman

Molly B. McIntosh

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AND

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PERKINS COIE, LLP

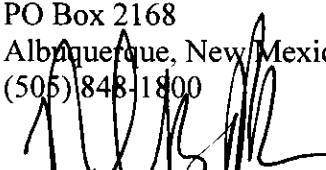
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ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing Motion to Supplement was mailed via U.S. Mail to the following, on this 17 day of July, 2002.

Lisa Mann
Angelo J. Artuso
Erin E. Langenwalter
MODRALL LAW FIRM
Attorneys for Plaintiffs
PO Box 2168
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Molly B. McIntosh

UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

JAMES SEABA and CORY PHILLIPS,

Plaintiffs,

v.

MESOSYSTEMS TECHNOLOGY, INC.,

Defendant.

NO. CIV-02-0103 LH/WWD

AFFIDAVIT OF ROBERT HAMIC
IN SUPPORT OF DEFENDANT'S MOTION TO SUPPLEMENT

STATE OF NEW MEXICO)
) ss.
COUNTY OF BERNALILLO)

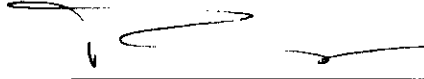
Robert W. Hamic, Jr., upon his oath states the following to be true and correct:

1. I am employed as a private investigator by the Everest Group, L.L.C. and in that capacity conducted an investigation for Mesosystems Technology, Inc.
2. In the course of my investigation, I determined that Mr. James Seaba used to live in rental property at 9300 Farragut Dr. NE, Albuquerque, NM. 87111, and Mr. Phillips used to live in rental property at 8605 Alta Loma, NE, Albuquerque, NM 87112.
3. Mr. Seaba no longer lives in Albuquerque. I have located Mr. Seaba's new address which is 685 Avalon Pl. , Coralville, IA 52241.



4. Mr. Phillips no longer lives in Albuquerque, either. I have located him at P.O. Box 4713, Detroit, MI 48204 and street address 5336 Burlington St., Detroit, MI 48204.

FURTHER AFFIANT SAYETH NAUGHT.



Robert W. Hamic

STATE OF NEW MEXICO)
) ss.
COUNTY OF BERNALILLO)

This instrument was acknowledged before me by Robert W. Hamic this 6th day of June, 2002.



NOTARY PUBLIC

My Commission Expires:

09-11-04

